

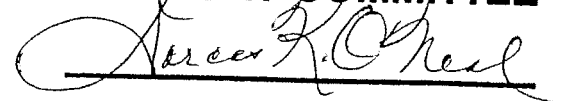
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FILED

29 March 2006

**PHYSICIAN ASSISTANT
 ADVISORY COMMITTEE**



STATE OF NEW JERSEY
 DEPARTMENT OF LAW & PUBLIC SAFETY
 DIVISION OF CONSUMER AFFAIRS
 STATE BOARD OF MEDICAL EXAMINERS
 PHYSICIAN ASSISTANT ADVISORY COMMITTEE

IN THE MATTER OF
 THE LICENSE OF:

PAUL AUSTERMEHLE, PA-C
 License No.

TO PRACTICE AS A PHYSICIAN
 ASSISTANT IN THE STATE OF
 NEW JERSEY

Administrative Action

**CONSENT ORDER OF
 REINSTATEMENT OF LICENSURE**

This matter was opened to the Physicians Assistant Advisory Committee (PAAC) of the State of New Jersey upon the filing by Mr. Austermehele of a petition for reinstatement of his license. Respondent was initially licensed in New Jersey as a Physician Assistant (PA) in July 1999 and permitted his license to expire in August of 2001. On July 23, 2004 respondent voluntarily surrendered his North Carolina PA license and DEA certificate based on drug related criminal charges in that State which resulted in a deferred prosecution in lieu of a conviction and eventual dismissal

of the criminal charges. Specifically the charges involved respondent's alleged illegal writing of prescriptions for CDS which drugs were then diverted for his own use. In response to those charges he voluntarily surrendered his North Carolina Physician Assistant license. Subsequently, Pennsylvania entered a reciprocal sister state order.

Respondent appeared before the Committee with a representative of the Professional Assistance Program (PAP) in order for the Committee to review issues related to the North Carolina surrender, criminal charges, his impairment and rehabilitation. Respondent provided testimony and documentation of successful rehabilitation and sobriety including urine screens negative for mood altering substances, reports of treatment providers and documentation of ongoing and successful rehabilitation from Pennsylvania and New Jersey treatment programs. The PAP submitted a position paper supporting Mr. Austermehle's reinstatement with monitoring by their program. Furthermore, his North Carolina license was fully reinstated on December 15, 2005.

The parties being desirous of resolving this matter, and it appearing Mr. Austermehle has read the terms of the within Order and he understands their meaning and effect and consents to be bound by them, and it further appearing that the Board finds that the within Order is adequately protective of the public interest,

and it therefore appearing that good cause exists for the entry of this within Order,

IT IS THEREFORE on this *24th* day of *March*, 2005,

ORDERED:

1. Paul Austermehle PA shall maintain absolute abstinence from all psychoactive substances and alcohol unless prescribed by a treating physician for a documented-medical condition and in the usual course of the treating physician's medical practice with notification to the Medical Director of the Professional Assistance Program.
2. Paul Austermehle, PA shall submit to random urine monitoring at a frequency of two times per month under the auspices of the Professional Assistance Program for the first year of licensure in New Jersey with future reduction commensurate with his state of recovery at the discretion of the Medical Director of the PAP with notice to the Medical Director of the Board of Medical Examiners.
3. Paul Austermehle, PA shall demonstrate regular attendance at meetings of Alcoholics Anonymous including the Physician's Meeting.
4. Paul Austermehle, PA shall become knowledgeable about any and all foods or food additives or other products which may confound the validity of urine screening and shall refrain from ingesting or otherwise using or employing any such product.

5. Paul Austermehle, PA shall comply with face-to-face visits with a representative of the Professional Assistance Program on a quarterly basis for the first year of licensure and then at the discretion of the Medical Director of the PAP with notice to the Medical Director of the Board of Medical Examiners at a frequency consistent with his duration in recovery.

6. Paul Austermehle, PA shall be responsible to ensure that the Professional Assistance Program supplies quarterly reports to the Committee regarding his progress. The first report shall be filed within one month of the execution of this Consent Order. An immediate (within 24 hours of awareness) report both orally and in writing, shall be made by the PAP to the Committee of any information that Paul Austermehle, PA engaged in any violation of any laws regarding controlled dangerous substances or any positive urine screen or failure to appear for urine monitoring. Further, Paul Austermehle, PA expressly waives any claim to privilege or confidentiality that he may have concerning the above outlined reports and disclosure by the PHP to the Board.

7. Paul Austermehle, PA hereby consents to the PAP reporting to the Board any indication of a slip, relapse, non-compliance with the recovery program or any use of psychoactive substances or alcohol unless prescribed by a treating physician. There is to be immediate notification, by name, to the Committee's Executive Director and for the Medical Director of the Board of

Medical Examiners. In the event, upon the Board's receipt of any information which the Board in its sole discretion deems reliable, that Paul Austermehele, PA has materially failed to comply with any of the conditions set forth above, or any report of a confirmed positive urine, or a prima facie showing of any abuse, possession or distribution, Paul Austermehele, PA consents to the entry of an Order resulting in the immediate automatic temporary suspension of license. Said suspension is to be memorialized in a public Order.

8. Paul Austermehele, PA shall have the right to apply for removal of the automatic suspension on two (2) day's notice but in such event shall be limited to a showing that the urine tested was not his or was a false positive.

9. Paul Austermehele, PA consents to this document becoming evidential in any proceeding involving its violation or any indication of his slip or relapse.

PHYSICIAN ASSISTANT ADVISORY COMMITTEE

By: George Argast
George Argast, PA-C
President

I have read the within Order and understand its terms. I consent to its entry and agree to be bound by its terms.

Paul Austermehele
Paul Austermehele, PA-C

Louis Baxter, Sr.
Louis Baxter, Sr., M.D., F.A.S.A.M.
Physician Assistance Program